

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MINNESOTA

In re:)
)
Lynne D. Nicosia,)
Debtor)
)
Fred Farr,)
Plaintiff,)
)
)
v.)
)
Lynne D. Nicosia,)
Defendant,)

BKY NO. 03-36453

ADV NO. 03-3345

NOTICE OF HEARING AND MOTION

TO: Defendant, Lynne D. Nicosia and her attorney: Robert Everhart PO Box 120534 New Brighton, MN 55112

PLEASE TAKE NOTICE, that Petitioner shall move the Court on September 1st, 2004 at 10:00 a.m. in Courtroom 228A, United States Courthouse, 316 North Robert Street, ST PAUL, MN before the Honorable Dennis O'Brien, Judge of Federal Bankruptcy Court as follows:

1. For the Court's Order to dismiss Petitioner's Adversarial Claim.

ANY RESPONSIVE PAPERS SHALL BE DELIVERED AND FILED NOT LATER THAN THREE DAYS BEFORE THE HEARING OR SHALL BE SERVED AND FILED BY MAIL NOT LATER THAN SEVEN DAYS BEFORE THE HEARING. UNLESS A RESPONSE OPPOSING THE MOTION IS TIMELY FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING.

Respectfully submitted,

Date: July 19, 2004

Fred Farr
Fred Farr – Pro se
PO 277
Delano, MN 55328

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UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MINNESOTA

In re:)
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Lynne D. Nicosia,)
Debtor)
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Fred Farr,)
Plaintiff,)
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v.)
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Lynne D. Nicosia,)
Defendant,)

BKY NO. 03-36453

ADV NO. 03-3345

AFFIDAVIT IN SUPPORT OF
MOTION TO DISMISS ADVERSARIAL
CLAIM

_____))
STATE OF MINNESOTA ()
(ss)
COUNTY OF WRIGHT ()

I, Fred Farr, having been duly sworn, state and depose that:

1. I am the Petitioner and I make this Affidavit in support of my Motion to Dismiss Adversarial Claim.
2. Nothing has been received by or promised to plaintiff in consideration of the request for dismissal.

Respectfully submitted,



Fred Farr – Pro se
PO 277
Delano, MN 55328

Subscribed and sworn to before me

this 19th day of ^{July} ~~April~~ 2004.

LeAnn Mae Zimmerman



UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MINNESOTA

In re:

Lynne D. Nicosia,
Debtor

Fred Farr,

Plaintiff,

v.

Lynne D. Nicosia,

Defendant,)

BKY NO. 03-36453

ADV NO. 03-3345

AFFIDAVIT OF SERVICE

STATE OF MINNESOTA (

(ss

COUNTY OF WRIGHT (

I, Fred Farr, having been duly sworn, state and depose that:

1. I served the Defendant and Creditors my notice of Hearing and Motion, on July 19, 2004 by mailing Defendant's attorney and the Creditors a true and correct copy thereof by U.S. Mail to:

Robert Everhart
PO 120534
New Brighton, MN 55112

UNITED STATES ATTORNEY
600 US COURTHOUSE
300 S 4TH ST
MINNEAPOLIS MN 55415

**SUSAN THURSTON PA
4856 BANNING AVENUE
WHITE BEAR LAKE MN 55110**

**T MOBILE
PO BOX 20907
TAMPA FL 33622**

**HEALTHEASTWOODWINDS
NW 8947
PO BOX 1450
MINNEAPOLIS MN 55485-8947**

**GAP
900 CHERRY AVE
SAN BRUNO CA 94066**

**CITY AND COUNTY
EMPLOYEES CU
144 EAST 11TH STREET
ST PAUL MN 55101**

**BENEFICIAL
4433 SOUTH LAKE AVENUE
WHITE BEAR LAKE MN 55110**

**ALLIED INTERSTATE
500 INTERCHANGE WEST
435 FORD ROAD
MINNEAPOLIS MN 55426-1096**

**STATE OF MINNESOTA
DEPT OF MANPOWER SRVC'S
390 N ROBERT ST
ST PAUL MN 55101
RAMSEY COUNTY SHERIFF
RAMSEY COUNTY
COURTHOUSE
ST PAUL MN 55101**

**T MOBILEVOICESTREAM
PO BOX 742596
CINCINNATI OH 45274**

**JC PENNEY
3802 NORTHDAL BLVD
TAMPA FL 33624**

**HEALTHEAST
RE WOODWINDS
PO BOX 1450
MINNEAPOLIS MN 55485**

**CLX SYSTEMSWESTWOOD
MGMT
PO BOX 125
MEDINA MN 55340-9625**

**BENEFICIAL
PO BOX 4153-K
CAROL STREAM IL 60197-4153**

**ARROW FINANCIAL SERVICES
PO BOX 469005
CHICAGO IL 60646-9005**

**MN DEPT OF REVENUE
BANKRUPTCY SECTION
PO BOX 64447
ST PAUL MN 55164
UNITED STATES TRUSTEE
1015 US COURTHOUSE
300 S 4TH ST
MINNEAPOLIS MN 55415**

**THERAPY PARTNERS
2399 ARIEL STREET B
MAPLEWOOD MN 55109**

**MILAVETZ GALLOP AND
MILAVETZ
6500 FRANCE AVENUE SOUTH
EDINA MN 55435**

**HEALTHEAST CLINICS
NW 8949
PO BOX 1450
MINNEAPOLIS MN 55485-8949**


**GAP
PO BOX 105980
DEPT 72
ATLANTA GA 30353-5980**

**CITY & COUNTY EMPLYS CU
VISA
144 EAST 11TH STREET
ST PAUL MN 55101-2380**

**BENEFICIAL
PO BOX 9055
BRANDON FL 33509**

FURTHER, AFFIANT SAYETH NAUGHT.

Respectfully submitted,

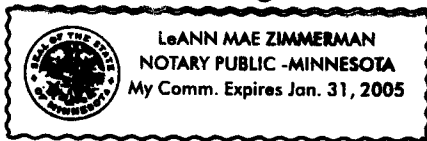


Fred Farr – Pro se
PO 277
Delano, MN 55328

Subscribed and sworn to before me

this 19th day of ^{July} ~~April~~ 2004.

Le Ann Mae Zimmerman



July 19, 2004

US BANKRUPTCY COURT
ATTN: BANKRUPTCY CLERK
US COURTHOUSE ROOM 200
316 N ROBERT ST
ST. PAUL, MN 55101

RE: ADVERSARIAL COMPLAINT # ADV 03-3345

Dear Bankruptcy Clerk,

Enclosed please one Affidavit of Service, one Motion for Dismissal of Adversarial Claim, one Affidavit of Support of Motion for Dismissal of Adversarial Claim for filing regarding the following Adversarial Claim:

LYNNE D. NICOSIA,

Debtor,

BKY 09-36453

FRED A. FARR,

Plaintiff,

ADV 03-3345


v.

Lynne D. Nicosia

Defendant.

If you have any further questions please contact me at 612/701-9781.

Best regards,


Fred A. Farr
612/701-9781

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MINNESOTA**

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Lynne D. Nicosia,		
Debtor)	
)	
Fred Farr,)	
Plaintiff,)	
)	
_____)	
v.)	
)	
Lynne D. Nicosia,)	
Defendant,)	

BKY NO. 03-36453

ADV NO. 03-3345

ORDER

_____)

ORDER

IT IS HEREBY ORDERED:

1. Petitioners request for dismissal of Adversarial Complaint is hereby granted.

IT IS SO ORDERED

Date _____, 2004

Dennis O'Brien
Judge of Federal District Court